

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

(Attorney Docket No. 106101.197)

in re Application of:

BESTERMAN et al.

Examiner: Not Yet Assigne

Serial No.:

09/420,692

Art Unit: 1614

Filed:

October 19, 1999

For:

MODULATION OF GENE EXPRESSION

BY COMBINATION THERAPY

)

CERTIFICATE OF FIRST CLASS MAILING UNDER 37 CFR §1.8

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as First Class Mail in an envelope addressed to BOX DD, Assistant Commissioner for Patents, Washington, DC 20231 on the date indicated below.

Date: May 24, 2000

Maria Bjornholm

BOX DD

Assistant Commissioner for Patents Washington, D.C. 20231

TRANSMITTAL LETTER

Dear Sir:

Enclosed herewith for filing in the above-identified patent application are the following documents:

- 1. Supplemental Information Disclosure Statement;
- 2. Form 1449 (2 Sheets)
- 3. References as Cited (9);
- 4. Certificate of First Class Mailing; and
- 5. Return Postcard.

Respectfully submitted,

HALE AND DORR LLP

Dated: May 24, 2000

Hale and Dorr LLP 60 State Street Boston, MA 02109

Tel: (617) 526-6453 Fax: (617) 526-5000 Nancy Chiu, Ph.D. Reg. No. 43,545

Agent for Applicants



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SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

Sir:

Applicants submit herewith the references on the attached form PTO 1449, copies of which are enclosed.

Applicants certify under §1.97(b) (3) that these references are being submitted before the mailing date of a first Office action on the merits.

This submission does not constitute a representation by Applicants that a search has been made or that no better art exists and does not constitute an admission that any of the listed documents is material or constitutes "prior art". Applicant reserves the right to take appropriate action to establish the patentability of the disclosed invention over the listed documents, should one or more of the documents be applied against the claims of the present application.

It is respectfully requested that the Examiner initial and return copies of the enclosed form PTO-1449 with the next Patent Office communication.

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No fees are believed to be due in connection with this letter. However, please charge any costs to our Deposit Account No. 08-0219.

If there are any questions, please call the undersigned at the telephone number indicated below.

HALE AND DORR LLP

Respectfully submitted,

Dated: May 24, 2000

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